

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Patent Application of:

Naoki KANADA et al.

Application No.: 10/591,353

Confirmation No.: 9553

Filed: December 27, 2006

Art Unit: 2617

For: MOBILE STATION, MOBILE STATION  
COMMUNICATION CONTROL METHOD,  
BASE STATION, AND COMMUNICATION  
SYSTEM

Examiner: Joseph E. Dean,  
Jr.

COMMENTS ON EXAMINER'S STATEMENT  
OF REASONS FOR ALLOWANCE

**MS ISSUE FEE**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

In response to the Examiner's Statement of Reasons for Allowance, Applicants provide the following comments.

REMARKS

Claims 2-8 and 11-16 remain allowed in connection with the present application.

Comments on Statement of Reasons for Allowance

The Examiner, in pages 4-5 of the Reasons for Allowance dated February 28, 2011, offers a generic statement as to why independent claims 6-8 and 11-13 are allowable over the prior art of record. Although Applicants agree that the prior art does not disclose or teach the elements listed by the Examiner, Applicants wish to emphasize that each claim should be separately considered as a whole, as being allowable over the prior art of record.

For example, the Examiner has provided the same reasons for allowance for independent claims 6-8 and 11-13, specifically listing elements of a *mobile station*. However, while independent claim 8 is directed a "*base station* which communicates with a plurality of mobile stations," claim 8 does not require each, or any, of the "plurality of mobile stations" to contain all of the elements listed by the Examiner. Similarly, independent claim 13 does not require each, or any, of the "plurality of mobile stations" recited therein to contain all of the elements listed by the Examiner. Thus, each claim should be separately considered and should not, in any way, be limited by elements mentioned by the Examiner, but not present in the claims.

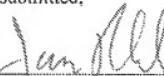
Applicants respectfully emphasize that each claim should be considered separately as a whole, and should be interpreted based on its specific claim language and other appropriate parameters.

Should there be any matters which need to be resolved in the present application, the Examiner is respectfully requested to contact Jason W. Rhodes, Registration Number 47305, at the telephone number of the undersigned below.

If necessary, the Director is hereby authorized in this, concurrent, and future replies to charge any fees required during the pendency of the above-identified application or credit any overpayment to Deposit Account No. 02-2448.

Dated: March 16, 2011

Respectfully submitted,

By  #47,305  
Michael K. Mutter  
Registration No. 29680  
BIRCH, STEWART, KOLASCH & BIRCH, LLP  
8110 Gatehouse Road, Suite 100 East  
P.O. Box 747  
Falls Church, VA 22040-0747  
703-205-8000